

4/11/05

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

-----X
The Saint at Large, Inc.;

Plaintiff,

Candy Store Records, Inc.,
David Kane and James Latz
Partnership, David Kane and
James Latz,

Defendants.
-----X

Civil Action No. 05 CV 7237 (KMK)
ECF Case

**STIPULATION OF DISMISSAL
WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the parties herein, that the parties hereto, having amicably resolved their differences on the terms and conditions set forth on the record before Magistrate Judge Kevin Nathaniel Fox on March 9, 2006, the parties hereby stipulate to a dismissal of all claims and counterclaims in this action, with prejudice, pursuant to Rule 41(a)(1)(ii), Fed. R. Civ. P. Each party shall bear its own costs and attorneys' fees.

IT IS FURTHER STIPULATED AND AGREED, by and between the attorneys for the parties herein, that the parties hereto, that the preliminary injunction entered in this matter on October 4, 2005 shall be converted to a permanent injunction on the same terms and conditions as set forth in the preliminary injunction, except that there shall be no bond required and the bond posted by plaintiff shall be released. The Court shall retain jurisdiction over this matter for any issues arising from the permanent injunction or other provisions of the settlement between the parties.

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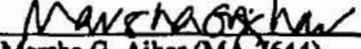
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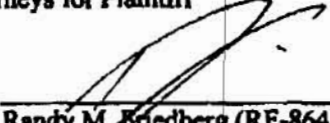
(\$50,000) Dollars shall be released and returned by the Clerk to plaintiff as expeditiously as possible.

Dated: New York, New York
May 2, 2006

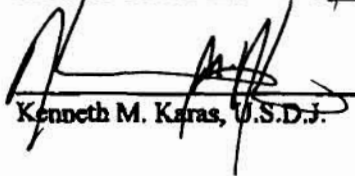
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IT IS SO ORDERED THIS 4 day of May, 2006.


Kenneth M. Karas, U.S.D.J.